The City Council of the City of Mattoon held a regular meeting in the Council Chambers at City Hall on April 5, 2005 at 7:07 p.m.

Mayor Carter presiding.

The following members of the Council answered roll call: YEA Commissioner Mark Donnell, YEA Commissioner Harold Gambill, YEA Commissioner Jerrold Hesse, YEA Commissioner David Schilling, YEA Mayor David E. Carter.

Also in attendance were City Administrator Richard Underkofler, City Attorney/Treasurer J. Preston Owen, Public Works Director David Wortman, Police Chief Larry Metzelaars, Fire Chief Bruce Grafton, Parks/Lakes/Cemetery Superintendent Kurt Stretch, Utilities Superintendent Chris Hartbank, Streets Superintendent Mike Dow, Community Coordinator Kyle Gill, Tourism Director Beth Hettinger, Technology Coordinator Brian Johanpeter, and City Clerk Susan O'Brien.

Commissioner Donnell seconded by Commissioner Schilling moved to approve the minutes of the regular meeting March 15 and special meeting March 22, 2005.

Mayor Carter opened the floor for discussion. No discussion.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Schilling seconded by Commissioner Donnell moved to approve the Department Report of the Police Department for the month of February.

Mayor Carter opened the floor for discussion. No discussion.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Gambill seconded by Commissioner Schilling moved to approve the bills & payroll for the second half of March, 2005.

25,554.86

#### Bills and Payroll for the second half of March 2005

	General Fund		
Payroll			\$ 212,752.62
Bills			\$ 214,316.37
		Total	\$ 427,068.99
	Hotel Tax Fund		
Payroll			\$ 1,359.23
Bills			\$ 367.29
		Total	\$ 1,726.52
	Midtown TIF		
Bills			\$ 3,575.80
		Total	\$ 3,575.80
	Capital Project		
Bills			\$ 132.05
		Total	\$ 132.05
	Water Fund		
Payroll			\$ 28,515.92
Bills			\$ 22,486.10
		Total	\$ 51,002.02
	Sewer Fund		
Payroll			\$ 35,296.21

**Bills** 

7	Γotal	\$	60,851.07
Cemetery Fund			
		\$	2,100.94
		\$	534.78
7	Γotal	\$	2,635.72
Motel Fuel Tax Fund			
		\$	2,369.21
7	Γotal	\$	2,369.21
Health Insurance Fund			
		\$	51,072.54
7	Γotal	\$	51,072.54
ľ	Motel Fuel Tax Fund  Health Insurance Fund	Total  Motel Fuel Tax Fund  Total	Cemetery Fund  \$

Mayor Carter opened the floor for discussion. No discussion.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

The public hearing on the tentative budget for the fiscal year that begins May 1, 2005 and ends April 30, 2006 opened at 7:08 p.m. by Attorney Owen. Administrator Underkofler presented an overview of the budget and its availability. Administrator Underkofler stated the budget was fully consistent with previously prepared budget strategies with the exception of the number of police officers. Further, the capital projects outlays in the general fund were moved to the capital projects fund, where some hopeful surplus cash was moved from Insurance and Tort Judgment Fund to cover the expenditures. Revenue estimates were provided by Administrator Underkofler with conservative projection adjustments by Treasurer Owen. Attorney Owen opened the floor for comments. Mr. Herb Meeker of the Journal Gazette requested the total amount of the budget for this year. Administrator Underkofler reviewed the funds, excluding the health insurance plan, capital projects fund, and non-operating expenditures. Attorney Owen closed the public hearing at 7:21 p.m. Administrator Underkofler requested a consensus on additional changes to the budget: 1) Budget FEMA Grant Expense of \$72,000; 2) Budget Bagelfest expense of \$66,092 instead of \$80,000; 3) Hire a Lake Land College Intern for 15 months with 12 months in the 2005/2006 fiscal year; 4) Hire one additional police officer (41 total) by altering the budgets for street lighting and MFT; 5) Budget RLF monies to cover the water/sewer extensions for a new assisted-living facility. Council had no objections.

Commissioner Hesse seconded by Commissioner Schilling moved to adopt Ordinance 2005-5201, removing stop signs on Illinois Avenue at 6th Street.

#### CITY OF MATTOON, ILLINOIS **ORDINANCE NO. 2005-5201**

#### AN ORDINANCE DIRECTING THAT ILLINOIS AVENUE AND SOUTH 6<sup>TH</sup> STREET BE CHANGED FROM A FOUR-WAY STOP INTERSECTION TO A TWO-WAY STOP INTERSECTION

WHEREAS, the City of Mattoon's Public Works Department and Police Department have completed a traffic study for the intersection listed below, in accordance with City Ordinance No. 2003-5172; and,

WHEREAS, The intersection does not meet the criteria stated in City Ordinance No 2003-5172 for an all-way stop intersection.

Illinois Avenue	and	6 <sup>th</sup> Street

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, AS FOLLOWS:

Section 1. The following sections of Schedule III of Chapter 74 of the City of Mattoon Code of Ordinances are hereby repealed:

- Where Stop Signs control the right of way at an Intersection.
- 2) The following intersections are all-way, four-way stop intersections:

Illinois Avenue	and	6th Street
-----------------	-----	------------

Section 2: Schedule III of Chapter 74 of the City of Mattoon Code of Ordinances is hereby amended as follows:

4) The following intersections are two-way stop intersections:

	stops approaching	Illinois Avenue
6th Street		

Section 3. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 4. This **ordinance shall be effective upon its approval as provided by law.** 

The City Council of the City of Mattoon held a regular meeting in the Council Chambers at City Hall on May 18, 2004 at 7:09 p

Upon motion by Commissioner Hesse, seconded by Commissioner Schilling,

Adopted this 5th day of April, 2005, by a roll call vote, as follows:

AYES (Names): Commissioner Donnell, Commissioner Gambill,

Commissioner Hesse, Commissioner Schilling,

**Mayor Carter** 

NAYS (Names): None

ABSENT (Names): None

Approved this 5th day of April, 2005

/s/ David Carter David Carter, Mayor

City of Mattoon, Coles County, Illinois

ATTEST: APPROVED AS TO FORM

/s/Susan J. O'Brien /s/ Preston Owen

Susan O'Brien, City Clerk Preston Owen, City Attorney

Recorded in the Municipality's Records on April 6, 2005

Mayor Carter opened the floor for discussion. No discussion.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill,

YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Schilling seconded Commissioner Donnell moved to adopt Special Ordinance 2005-1072, granting a special use permit to enable construction and use of a post-frame building for personal storage in a Single Family Residential District on Lots 13, 14 and 15 of Grant Park Place Subdivision a/k/a 712, 716 and 720 North 5<sup>th</sup> Street. (Todd and Mary Beals, Applicants)

# CITY OF MATTOON, ILLINOIS SPECIAL ORDINANCE NO. 2005-1072 AN ORDINANCE GRANTING A SPECIAL USE ALLOWING THE CONSTRUCTION OF A STORAGE BUILDING AT 712, 716 AND 720 NORTH FIFTH STREET, MATTOON ILLINOIS

**WHEREAS**, there was filed with the Zoning Board of Appeals of the City of Mattoon, County of Coles and State of Illinois, a certain Petition by TODD BEALS and MARY BEALS, being the owners of the following described property:

Lots 13, 14 and 15 in Block 7 of Grant Park Place, in the City of Mattoon, Lafayette Township, Coles County, Illinois commonly known as 712, 716 and 720 North 5<sup>th</sup> Street, Mattoon, Illinois.

which prays for a variance to allow the rezoning of said property notwithstanding that it contains less than 40,000 coterminous square feet, and praying for the rezoning of said property from R-1, Single-Family Residence District to C-4, General Commercial District.

**WHEREAS**, said Petition was set for public hearing before the Zoning Board of Appeals on March 15, 2005, due notice of said hearing was published and posted in accordance with the Ordinance; and

**WHEREAS**, said public hearing was duly held on March 15, 2005, before the Zoning Board of Appeals; there being no objectors present and no written objections filed; and

WHEREAS, said Petition was duly presented to the Mattoon Planning Commission for its consideration on March 21, 2005, and said Planning Commission having reviewed said Petition unanimously recommended that a Special Use Permit be granted for said parcel of real estate to permit the construction thereon of a storage building, pursuant to the provisions of the Mattoon Zoning Ordinance; and WHEREAS, Petitioners, TODD BEALS and MARY BEALS have consented to the withdrawal of their request for the rezoning of said property and have further consented to the issuance of a Special Use Permit for said property to allow the construction of a storage building thereon; and

WHEREAS, the Zoning Board of Appeals duly met on April 5, 2005, and the Zoning Board having considered the recommendation of the City Planning Commission and the evidence taken at public hearing and having duly considered the matter and found the change to permit the construction of a storage building upon said parcel of real estate under a Special Use Permit of the Zoning Ordinance to be in keeping with the health, wealth and welfare of the citizens of Mattoon, and the Board of Appeals did approve and recommend the requested change for the issuance of a Special Use Permit for said parcel of real estate to permit the construction thereon of a storage building.

### NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS:

- **Section 1**. Pursuant to the enabling authority provided at Section §159.05 of the Mattoon Code of Ordinances, the property legally described as aforesaid be and the same is hereby granted a Special Use Permit for the construction of a storage building thereon.
- **Section 2.** This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.
- **Section 3.** This ordinance shall be effective upon its approval as provided by law.
- Section 4. The City Clerk shall make and file a duly certified copy of this ordinance with the Clerk and Recorder's Office of Coles

The City Council of the City of Mattoon held a regular meeting in the Council Chambers at City Hall on May 18, 2004 at 7:09 p

County, Illinois.

Upon motion by Commissioner Schilling, seconded by Commissioner Donnell, adopted this 5th day of April, 2005, by a roll call vote, as follows:

AYES (Names) Commissioner Donnell, Commissioner Gambill,

Commissioner Hesse, Commissioner Schilling,

Mayor Carter

NAYS (Names) <u>None</u>

None\_

/<u>s/ David E. Carter</u>
David E. Carter, Mayor

City of Mattoon, Coles County, Illinois.

ATTEST: APPROVED AS TO FORM:

/s/ Susan J. O'Brien /s/ J Preston Owen

Susan J. O'Brien, Clerk J. Preston Owen, City Attorney

Recorded in the Municipality's Records on April 6, 2005.

Mayor Carter opened the floor for discussion. Commissioner Schilling inquired as to a unanimous vote of the Zoning Board of Appeals. Administrator Underkofler replied affirmatively with one absent.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Mayor Carter seconded by Commissioner Gambill moved to adopt Special Ordinance 2005-1073, authorizing the sale of surplus real estate, part of Lot 12 in Block 83 in the Original Town, now City of Mattoon, Coles County, Illinois at 1500 Richmond Avenue to Gene Robinson.

#### CITY OF MATTOON, ILLINOIS

#### SPECIAL ORDINANCE NO. 2005-1073

## AN ORDINANCE AUTHORIZING THE SALE OF SURPLUS REAL ESTATE PART OF LOT TWELVE (12) IN BLOCK EIGHTY THREE (83) IN THE ORIGINAL TOWN, NOW CITY OF MATTOON, COLES COUNTY, ILLINOIS AT 1500 RICHMOND AVENUE TO GENE ROBINSON

**WHEREAS**, state statute (65 ILCS 5/11-76-4.1) enables the corporate authorities to accept any contract proposal determined by them to be in the best interest of the municipality by a vote of two-thirds of the corporate authorities then holding office, but in no event at a price less than 80% of the appraised value; and

**WHEREAS,** by Resolution No. 2004-2553, adopted December 21, 2004, the City Council made a finding that the real estate owned by the municipality at 1500 Richmond Avenue is no longer necessary or required for the use of the municipality; and

**WHEREAS**, said resolution authorized the management staff to solicit bids for the sale of this real estate at a price not less than 80% of its appraised value provided that any such negotiated sale shall be subject to ratification by the City Council; and

**WHEREAS**, this lot is too small to comply with the zoning regulations of the municipality for a stand-alone structure, but it could be of benefit to the adjacent property owners: Jerry Cox and Gene Robinson; and

**WHEREAS,** Stan Gordon of Gordon Appraisal Service, Inc, determined \$4,000 was the fair market value of this lot as of September 23, 2004; and

WHEREAS, subsequent to the date of this appraisal, title investigations disclosed Jerry Cox owns the adjacent north parcel and a 3-foot strip of land on the east side of this lot along 15<sup>th</sup> Street, facts unknown to the appraiser at the time of the September 2004 appraisal; and WHEREAS, bids received for this lot were \$1,500 from Gene Robinson and \$1,000 from Jerry Cox.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

**Section 1.** The city attorney is authorized to prepare closing documents and the mayor and city clerk are authorized to sign the closing documents conveying a warranty deed to the real estate described in Section 2 of this ordinance to Gene Robinson subject to a \$1,500 sale price and a revised appraisal of fair market value not more than \$1,800. The City of Mattoon shall assume responsibility for the remaining costs of a \$1,500 title insurance policy (Commitment No. 0409153, issued by Crites Title Company, Inc.) and the recording fees.

**Section 2.** The real estate to be conveyed pursuant to this ordinance is legally described as:

PART OF LOT TWELVE (12) IN BLOCK EIGHTY THREE (83) IN THE ORIGINAL TOWN, NOW CITY OF MATTOON, COLES COUNTY, ILLINOIS.

Section 3. As a term of this sale, the City Council approves a curb cut on Richmond Avenue to access this parcel for parking lot uses. The

driveway entrance will not exceed 24 feet in width and it will be located not less than 20 feet from the east lot line.

Section 4. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

**Section 5.** This ordinance shall be effective upon its approval as provided by law.

Upon motion by Mayor Carter, seconded by Commissioner Gambill, adopted this 5th day of April, 2005, by a roll call vote, as follows:

AYES (Names): Commissioner Donnell, Commissioner Gambill,

Commissioner Hesse, Commissioner Schilling,

Mayor Carter

NAYS (Names): None

Mayor

ABSENT (Names): None

Approved this 5th day of April, 2005.

/s/ David E. Carter

David E. Carter,

ATTEST: APPROVED AS TO FORM

/s/ Susan J. O'Brien /s/ J. Preston Owen

Susan J. O'Brien, City Clerk J. Preston Owen, City Attorney

Recorded in the Municipality's Records on April 6, 2005.

Mayor Carter opened the floor for discussion. No discussion.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill,

YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Schilling seconded by Commissioner Donnell moved to adopt Resolution 2005-2582, adopting Policy & Criteria for Midtown TIF Incentive Grants & Loans.

CITY OF MATTOON, ILLINOIS

City of Mattoon, Coles County, Illinois

#### **RESOLUTION 2005-2582**

#### A RESOLUTION ADOPTING POLICY AND CRITERIA FOR MIDTOWN TIF INCENTIVE GRANTS AND LOANS

**WHEREAS**, the time is now appropriate for the City Council to establish policy and criteria for economic incentives available to persons interested in helping to implement the Midtown Redevelopment Plan and Project; and

WHEREAS, at a meeting held March 24, 2005, the Midtown Redevelopment Advisory Committee approved policy and criteria presented as an exhibit to this resolution with recommendations that up to \$250,000 be budgeted for a first round of applications to be awarded by a competitive procedure based upon the evaluation criteria while applications may be considered at any time for new business construction, business relocation, expansion and rehabilitation projects that will generate more tax increment than façade restoration, emergency structural repair and code compliance projects; and

WHEREAS, at a meeting held March 29, 2005, the Public Works Advisory Board recommended approval of this Resolution.

#### NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES

**COUNTY, ILLINOIS,** that a document titled "MIDTOWN TIF REDEVELOPMENT INCENTIVE POLICIES AND CRITERIA", a copy of which is attached hereto and incorporated by reference, is hereby approved.

Upon motion by Commissioner Schilling, seconded by Commissioner Donnell, adopted this 5th day of April, 2005, by a roll call vote, as follows:

AYES (Names): Commissioner Donnell, Commissioner Gambill,

Commissioner Hesse, Commissioner Schilling,

Mayor Carter

NAYS (Names): None

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ABSENT (Names) None

APPROVED this 5th day of April, 2005.

/s/ David E. Carter

David E. Carter, Mayor

City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien

Susan O'Brien, City Clerk

/s/ J. Preston Owen

J. Preston Owen, City Attorney

Recorded in the Municipality's Records on April 6, 2005.

Mayor Carter opened the floor for discussion. Mayor Carter voiced concern over the possibility of multiple opportunities for grants.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Schilling seconded by Commissioner Donnell moved to remove Council Decision Request 2005-413 from the table.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Schilling seconded by Commissioner Donnell moved to approve Council Decision Request 2005-413, authorizing the city attorney to draft and the mayor to sign a grant agreement that would reimburse Dr. Donald Freesmeier up to \$47,000 from future TIF Revenues for costs of demolishing the rear portion of a structure and façade improvements for three buildings located at 1510-1514 Broadway Avenue.

Mayor Carter opened the floor for discussion. No discussion.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Hesse seconded by Commissioner Schilling moved to approve Council Decision Request 2005-421: authorizing the city attorney to draft and the mayor to sign an agreement with Doug Babb d/b/a Gunner Buc's Pub and Grill to enable the use of right-of-way north of Gunner Buc's for parking lot purposes.

Mayor Carter opened the floor for discussion. No discussion.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Hesse seconded by Commissioner Gambill moved to approve Council Decision Request 2005-422: authorizing the city attorney to draft and the mayor to sign an agreement with Jonathan Arena d/b/a Villa Pizza to enable the use of right-of-way south of Villa Pizza for an underground grease trap.

Mayor Carter opened the floor for discussion. No discussion.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Mayor Carter seconded by Commissioner Gambill moved to approve Council Decision Request 2005-423: reporting bids received and authorizing contracts for mowing real estate owned by the municipality:

- A \$154,050.00 contract with White's Lawn Care of Neoga for the mowing of Dodge Grove Cemetery; and
- Four contracts valued at \$66,018.89 with Maddison Landscaping of Mattoon for the mowing of lake parcel, parks, rights-of-way and other real estate owned by the City.

Mayor Carter opened the floor for discussion. No discussion.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Gambill seconded by Commissioner Donnell moved to approve Council Decision Request 2005-424: approving an assignment of Lot 52 as shown on the Preliminary Plat of Lake Paradise Subdivision from the Estate of Charles and Mary Ann McCoy to

Fred N. Wright.

Mayor Carter opened the floor for discussion. No discussion.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Donnell seconded by Commissioner Gambill moved to approve Council Decision Request 2005-425, approving specifications, a \$40,000 cost estimate and authorizing the solicitation of competitive bids to replace Cemetery Maintenance & Office Buildings with one 60 x 40 metal building.

Mayor Carter opened the floor for discussion. Mayor Carter asked about the condition of the current building. Commissioner Donnell stated the building had been condemned twice.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Donnell seconded by Commissioner Schilling moved to approve Council Decision Request 2005-426 approving grants of Hotel & Motel Tax Funds as recommended by the Tourism Advisory Committee. (\$2,000 to Mattoon Pride Softball to host a Community College Regional Softball Tournament;\$2,500 to East Central Illinois Antique Farm Equipment Club to host a Farm Equipment Show; \$1,800 to Stitcher's Express to host a needlework seminar, "A Stitcher's Get-A-Way";\$2,000 to EIU / Charleston Tourism to host the IHSA Finals State Track Meet;\$5,000 to the Mattoon Babe Ruth League to host the Cal Ripken 12-year olds Illinois state baseball tournament.) Mayor Carter opened the floor for discussion. No discussion.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Hesse seconded by Commissioner Schilling moved to approve Council Decision Request 2005-427, approving the appointment of two temporary employees in the Public Works Department for assignment to the Yard Waste site.

Mayor Carter opened the floor for discussion. No discussion.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Mayor Carter opened the floor for public discussion. Mr. Meeker inquired about the yard waste facility. Superintendent Dow stated the hours of operation as Monday through Friday 7 a.m. to 6 p.m.; Saturday 8 a.m. to 4 p.m.; and Sunday 10 a.m. to 4 p.m.

Mayor Carter seconded by Commissioner Donnell moved to recess to closed session at 7:35 p.m. pursuant to the Illinois Open Meetings Act for the purpose of considering the employment, performance or dismissal of employees of the municipality (5 ILCS 120(2)(c) (1): Grievance brought by AFSCME Local 3821 seeking to reverse a decision to discharge an employee for violation of personnel policies.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Council reconvened from closed session at 8:33 p.m.

Commissioner Schilling seconded by Commissioner Donnell moved to sustain the decision and deny the grievance to terminate an employee for violation of personnel polices.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill,

YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter. Mayor Carter seconded by Commissioner Gambill moved to adjourn at 8:35 p.m.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

/s/ Susan J. O 'Brien City Clerk